

Sweet

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

AARON HOWARD, individually and on behalf of all  
others similarly situated,

Plaintiff,

v.

THE BEAR STEARNS COMPANIES INC., *et al.*,

Defendants.

No. 08 Civ. 2804 (RWS)

ESTELLE WEBER, individually, on behalf of the Bear  
Stearns Companies Inc. Employee Stock Ownership  
Plan, and all others similarly situated,

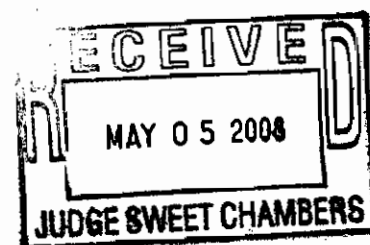
Plaintiff,

v.

THE BEAR STEARNS COMPANIES INC., *et al.*,

Defendants.

No. 08 Civ. 2870 (RWS)



ANTHONY PISANO, individually and on behalf of all  
others similarly situated,

Plaintiff,

v.

THE BEAR STEARNS COMPANIES INC., *et al.*,

Defendants.

No. 08 Civ. 3006 (UA)

HANS MENOS, individually and on behalf of all others  
similarly situated,

Plaintiff,

v.

THE BEAR STEARNS COMPANIES INC., *et al.*,

Defendants.

No. 08 Civ. 3035 (RWS)

IRA GEWIRTZ, individually and on behalf of all others  
similarly situated,

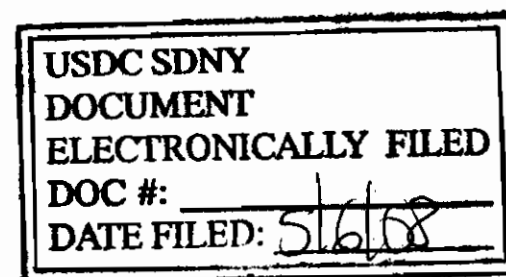
Plaintiff,

v.

THE BEAR STEARNS COMPANIES INC., *et al.*,

Defendants.

No. 08 Civ. 3089 (RWS)



<p>DREW V. LOUNSBURY, individually and on behalf of all others similarly situated,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">v.</p> <p>THE BEAR STEARNS COMPANIES INC., <i>et al.</i>,</p> <p style="text-align: center;">Defendants.</p>	No. 08 Civ. 3326 (RWS)
<p>SHELDEN GREENBERG, individually and on behalf of all others similarly situated,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">v.</p> <p>THE BEAR STEARNS COMPANIES INC., <i>et al.</i>,</p> <p style="text-align: center;">Defendants.</p>	No. 08 Civ. 3334 (RWS)
<p>SCOTT WETTERSTEN, individually and on behalf of all others similarly situated,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">v.</p> <p>THE BEAR STEARNS COMPANIES INC., <i>et al.</i>,</p> <p style="text-align: center;">Defendants.</p>	No. 08 Civ. 3351 (RWS)
<p>RITA RUSIN, individually and on behalf of all others similarly situated,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">v.</p> <p>THE BEAR STEARNS COMPANIES INC., <i>et al.</i>,</p> <p style="text-align: center;">Defendants.</p>	No. 08 Civ. 3441 (RWS)
<p>LAWRENCE FINK, individually and on behalf of all others similarly situated,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">v.</p> <p>THE BEAR STEARNS COMPANIES INC., <i>et al.</i>,</p> <p style="text-align: center;">Defendants.</p>	No. 08 Civ. 3602 (UA)

**STIPULATION AND [PROPOSED] ORDER**

WHEREAS three motions are currently pending before Judge Sweet, and are scheduled to be heard on April 30, 2008, to consolidate the above-captioned actions (the "Actions") and appoint interim lead plaintiff and lead counsel;

WHEREAS there have been no previous requests for any extension of time to answer, move against, or otherwise respond to the complaints in the Actions;

IT IS HEREBY STIPULATED AND AGREED by and among the undersigned counsel for the parties to these Actions, as follows:

1. Defendants shall have no obligation to answer, move against, or otherwise respond to – and are hereby expressly relieved from answering, moving against, or otherwise responding to – the individual complaints in the Actions pending resolution of the motions to consolidate and appoint interim lead plaintiff and lead counsel.

2. If the Actions are consolidated, lead counsel for the plaintiffs and counsel for the defendants shall confer on a schedule for the filing of a consolidated amended complaint and for any response to that complaint.

3. Nothing herein shall be deemed to constitute a waiver of any defenses in this action. Defendants reserve all arguments and defenses in the Actions.

Dated: April 29, 2008  
New York, New York

PAUL, WEISS, RIFKIND, WHARTON &  
GARRISON LLP

By: 

Brad S. Karp (bkarp@paulweiss.com)

Lewis R. Clayton (lclayton@paulweiss.com)

1285 Avenue of the Americas  
New York, New York 10019-6064  
Tel. (212) 373-3000  
Fax (212) 757-3980

Paul J. Ondrasik, Jr.  
STEPTOE & JOHNSON LLP  
1330 Connecticut Avenue, NW  
Washington, DC 20036  
Tel. (202) 429-8088  
Fax (202) 429-3902

*Attorneys for Defendants The Bear Stearns Companies  
Inc., The Bear Stearns Companies Inc. Executive  
Committee, and Custodial Trust Company*

KRAMER LEVIN NAFTALIS & FRANKEL LLP

By: 


Barry H. Berke (bberke@kramerlevin.com)

David S. Frankel (dfrankel@kramerlevin.com)

1177 Avenue of the Americas  
New York, New York 10036  
Tel. (212) 715-9100  
Fax (212) 715-8000

*Attorneys for Defendant James E. Cayne*

**SKADDEN, ARPS, SLATE, MEAGHER &  
FLOM LLP**

By:   
Jay Kasner (jay.kasner@skadden.com)  
Susan Saltzstein (susan.saltzstein@skadden.com)

4 Times Square  
New York, New York 10036-6522  
Tel. (212) 735-3000  
Fax (212) 735-2000

*Attorneys for Defendant Alan D. Schwartz*

**SIMPSON THACHER & BARTLETT LLP**

By: \_\_\_\_\_  
Michael Chopiga (mchopiga@stblaw.com)  
William T. Russell (wrussell@stblaw.com)

425 Lexington Avenue  
New York, New York 10017  
Tel. (212) 455-2000  
Fax (212) 455-2502

*Attorneys for Defendant Samuel L. Molinaro, Jr.*

**SCHULTE ROTH & ZABEL LLP**

By: \_\_\_\_\_  
Ronald Richman (ronald.richman@srz.com)  
Alan Glickman (alan.glickman@srz.com)

919 Third Avenue  
New York, New York 10022  
Tel. (212) 756-2000  
Fax (212) 593-5955

*Attorneys for Defendant Alan C. Greenberg*

**SKADDEN, ARPS, SLATE, MEAGHER &  
FLOM LLP**

By: \_\_\_\_\_  
Jay Kasner (jay.kasner@skadden.com)  
Susan Saltzstein (susan.saltzstein@skadden.com)

4 Times Square  
New York, New York 10036-6522  
Tel. (212) 735-3000  
Fax (212) 735-2000

*Attorneys for Defendant Alan D. Schwartz*

**SIMPSON THACHER & BARTLETT LLP**

By: Michael T. Russell  
Michael Chopiga (mchopiga@stblaw.com)  
William T. Russell (wrussell@stblaw.com)

425 Lexington Avenue  
New York, New York 10017  
Tel. (212) 455-2000  
Fax (212) 455-2502

*Attorneys for Defendant Samuel L. Molinaro, Jr.*

**SCHULTE ROTH & ZABEL LLP**

By: \_\_\_\_\_  
Ronald Richman (ronald.richman@srz.com)  
Alan Glickman (alan.glickman@srz.com)

919 Third Avenue  
New York, New York 10022  
Tel. (212) 756-2000  
Fax (212) 593-5955

*Attorneys for Defendant Alan C. Greenberg*

SKADDEN, ARPS, SLATE, MEAGHER &  
FLOM LLP

By: \_\_\_\_\_  
Jay Kasner (jay.kasner@skadden.com)  
Susan Saltzstein (susan.saltzstein@skadden.com)

4 Times Square  
New York, New York 10036-6522  
Tel. (212) 735-3000  
Fax (212) 735-2000

*Attorneys for Defendant Alan D. Schwartz*

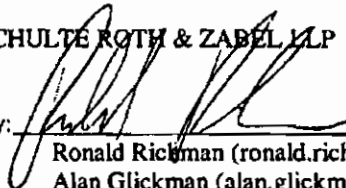
SIMPSON THACHER & BARTLETT LLP

By: \_\_\_\_\_  
Michael Chopiga (mchopiga@stblaw.com)  
William T. Russell (wrussell@stblaw.com)

425 Lexington Avenue  
New York, New York 10017  
Tel. (212) 455-2000  
Fax (212) 455-2502

*Attorneys for Defendant Samuel L. Molinaro, Jr.*

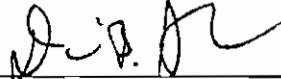
SCHULTE ROTH & ZABEL LLP

By:  \_\_\_\_\_  
Ronald Richman (ronald.richman@srz.com)  
Alan Glickman (alan.glickman@srz.com)

919 Third Avenue  
New York, New York 10022  
Tel. (212) 756-2000  
Fax (212) 593-5955

*Attorneys for Defendant Alan C. Greenberg*

WACHTELL, LIPTON, ROSEN & KATZ

By:   
Lawrence B. Pedowitz (LBPedowitz@wlrk.com)  
David B. Anders (DBAnders@wlrk.com)

51 West 52nd Street  
New York, New York 10019  
Tel. (212) 403-1000  
Fax (212) 403-2000

*Attorneys for Defendant Warren J. Spector*

SHEARMAN & STERLING LLP

By: \_\_\_\_\_  
Steven Molo (smolo@shearman.com)

599 Lexington Avenue  
New York, New York 10022  
Tel. (212) 848-4000  
Fax (212) 848-7179

*Attorneys for Defendant Jeffrey Mayer*



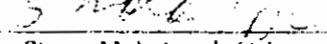
WACHTEL, LIPTON, ROSEN & KATZ

By: \_\_\_\_\_  
Lawrence B. Pedowitz (LBPedowitz@wlrk.com)  
David B. Anders (DBAnders@wlrk.com)

51 West 52nd Street  
New York, New York 10019  
Tel. (212) 403-1000  
Fax (212) 403-2000

*Attorneys for Defendant Warren J. Spector*

SHEARMAN & STERLING LLP

By:  \_\_\_\_\_  
Steven Molo (smolo@shearman.com)

599 Lexington Avenue  
New York, New York 10022  
Tel. (212) 848-4000  
Fax (212) 848-7179

*Attorneys for Defendant Jeffrey Mayer*

DEALY & SILBERSTEIN, LLP

By: 

Milo Silberstein  
(msilberstein@dealsilberstein.com)

225 Broadway, Suite 1405  
New York, NY 10007  
Tel. (212) 385-0066  
Fax (212) 385-2117

Joseph H. Meltzer  
Edward W. Ciolko  
Mark K. Gyandoh  
Joseph A. Weeden  
SCHIFFRIN BARROWAY TOPAZ & KESSLER, LLP  
280 King of Prussia Road  
Radnor, PA 19087  
Tel. (610) 667-7706  
Fax (610) 667-7056

*Attorneys for Plaintiff Aaron Howard*

WOLF POPPER LLP

By: \_\_\_\_\_

Lester L. Levy (llevy@wolfdpopper.com)  
Andrew Lencyk (alencyk@wolfdpopper.com)  
James Kelly-Kowlowitz (jkelly@wolfdpopper.com)

845 Third Avenue  
New York, New York 10022  
Tel. (212) 759-4600  
Fax (212) 486-2093

*Attorneys for Plaintiff Estelle Weber*

**DEALY & SILBERSTEIN, LLP**


By: \_\_\_\_\_  
Milo Silberstein  
(msilberstein@dealysilberstein.com)

225 Broadway, Suite 1405  
New York, NY 10007  
Tel. (212) 385-0066  
Fax (212) 385-2117

Joseph H. Meltzer  
Edward W. Ciolko  
Mark K. Gyandoh  
Joseph A. Weeden  
**SCHIFFRIN BARROWAY TOPAZ & KESSLER, LLP**  
280 King of Prussia Road  
Radnor, PA 19087  
Tel. (610) 667-7706  
Fax (610) 667-7056

*Attorneys for Plaintiff Aaron Howard*

**WOLF POPPER LLP**

By:  \_\_\_\_\_  
Lester L. Levy (llevy@wolfpopper.com)  
Andrew Lencyk (alencyk@wolfpopper.com)  
James Kelly-Kowlowitz (jkelly@wolfpopper.com)

845 Third Avenue  
New York, New York 10022  
Tel. (212) 759-4600  
Fax (212) 486-2093

*Attorneys for Plaintiff Estelle Weber*

MEREDITH COHEN GREENFOGEL & SKIRNICK,  
P.C.

By:

  
Robert A. Skirnick (mcgsny@aol.com)

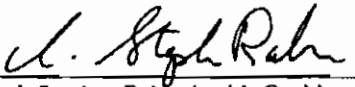
One Liberty Plaza, 35th Floor  
New York, New York 10006  
Tel. (212) 240-0020  
Fax (212) 240-0021

Steve W. Berman  
Andrew M. Volk  
HAGENS BERMAN SOBOL SHAPIRO LLP  
1301 Fifth Avenue, Suite 2900  
Seattle, Washington 98101  
Tel. (206) 623-7292  
Fax (206) 623-0594

Steven J. Greenfogel  
MEREDITH COHEN GREENFOGEL & SKIRNICK,  
P.C.  
1521 Locust Street, 8th Floor  
Philadelphia, PA 19102  
Tel. (215) 564-5182  
Fax (215) 569-0958

*Attorneys for Plaintiffs Anthony Pisano, Ira Gewirtz,  
Rita Rusin, and Lawrence Fink*

RABIN & PECKEL LLP

By:   
I. Stephen Rabin (srabin@rabinpeckel.com)  
Joseph V. McBride

275 Madison Avenue  
New York, NY 10016  
Tel. (212) 880-3722  
Fax (212) 880-3716

Jeffrey Squire  
BRAGAR WEXLER & EAGEL, PC  
885 Third Avenue, Suite 3040  
New York, NY 10022  
Tel. (212) 308-5858  
Fax (212) 486-0462

*Attorneys for Plaintiff Hans Menos*

STULL, STULL & BRODY

By: \_\_\_\_\_  
Jules Brody (ssbny@aol.com)  
Edwin J. Mills (ssbny@aol.com)

6 East 45th Street  
New York, NY 10017  
Tel. (212) 687-7230  
Fax (212) 490-2022

Gary S. Graifman  
Michael L. Braunstein  
Reginald H. Rutishauser  
KANTROWITZ GOLDHAMMER & GRAIFMAN,  
P.C.  
747 Chestnut Ridge Road  
Chestnut Ridge, NY 10977  
Tel. (845) 356-2570  
Fax (845) 356-2570

*Attorneys for Plaintiff Drew V. Lounsbury*

**RABIN & PECKEL LLP**

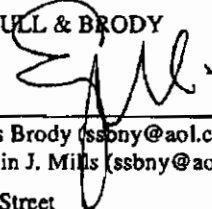
By: \_\_\_\_\_  
I. Stephen Rabin (srabin@rabinpeckel.com)  
Joseph V. McBride

275 Madison Avenue  
New York, NY 10016  
Tel. (212) 880-3722  
Fax (212) 880-3716

Jeffrey Squire  
BRAGAR WEXLER & EAGEL, PC  
885 Third Avenue, Suite 3040  
New York, NY 10022  
Tel. (212) 308-5858  
Fax (212) 486-0462

*Attorneys for Plaintiff Hans Menos*

**STULL, STULL & BRODY**

By:  \_\_\_\_\_  
Jules Brody (ssbny@aol.com)  
Edwin J. Mills (ssbny@aol.com)

6 East 45th Street  
New York, NY 10017  
Tel. (212) 687-7230  
Fax (212) 490-2022

Gary S. Graifman  
Michael L. Braunstein  
Reginald H. Rutishauser  
KANTROWITZ GOLDHAMMER & GRAIFMAN,  
P.C.  
747 Chestnut Ridge Road  
Chestnut Ridge, NY 10977  
Tel. (845) 356-2570  
Fax (845) 356-2570

*Attorneys for Plaintiff Drew V. Lounsbury*

DEALY & SILBERSTEIN, LLP

By: 

Milo Silberstein  
(msilberstein@dealysilberstein.com)

225 Broadway, Suite 1405  
New York, NY 10007  
Tel. (212) 385-0066  
Fax (212) 385-2117

Lynn L. Sarko  
Derek W. Loeser  
Erin M. Riley  
KELLER ROHRBACK L.L.P.  
1201 Third Avenue, Suite 3200  
Seattle, WA 98101-3052  
Tel. (206) 623-1900  
Fax (206) 623-3384

*Attorneys for Plaintiff Sheldon Greenberg*

SHALOV STONE BONNER & ROCCO LLP

By: 

Ralph M. Stone (rstone@lawssb.com)

James P. Bonner (jbonner@lawssb.com)

Thomas G. Ciarlone, Jr. (tciarlone@lawssb.com)

485 Seventh Avenue, Suite 1000

New York, NY 10018

Tel. (212) 239-4340

Fax (212) 239-4310

Dennis J. Johnson

Jacob B. Perkinson

James F. Conway, III

Eben F. Duval

JOHNSON & PERKINSON

1690 Williston Road

P.O. Box 2305

South Burlington, VT 05043

Tel. (802) 862-0030

Fax (802) 862-0060

*Attorneys for Plaintiff Scott Wettersten*

SO ORDERED

  
United States District Judge

5.6.08